

CASE LA0046a CIP-1

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Burton Rodney
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February 4, 2003
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1614

BETH ANNE PIPER

Examiner: R. Cook

APPLICATION NO: 09/460,920

FILED: DECEMBER 14, 1999

FOR: METHOD FOR TREATING DIABETES

Assistant Commissioner for Patents
Washington, D.C. 20231

SECOND SUPPLEMENTARY AMENDMENT

Sir:

This Amendment supplements the Amendment filed November 14, 2002 in response to the Office Action mailed July 16, 2002.

Please amend Claim 58 to read as follows:

12-58. (Amended) A method for first line treatment of type 2 diabetes, in a drug naïve human patient, which comprises administering to a drug naïve human patient in need of treatment, as first line therapy, a low dose of a combination of metformin and glyburide wherein the starting daily dosage is 250 mg metformin and 1.25 mg glyburide where the glyburide has a particle size distribution so that at most 10% of the particles of glyburide are less than 2 μ m and at most 10% of the particles of glyburide are greater than 60 μ m. --